Collaborative Justice Courts Advisory Committee Annual Agenda¹— 2023

Approved by Executive and Planning Committee: April 12, 2023

I. COMMITTEE INFORMATION

Chair:	Hon. Lawrence G. Brown, Chair, Judge of the Superior Court of Sacramento County
Lead Staff:	Ms. Deanna Adams, Supervising Analyst, Criminal Justice Services Ms. Carrie Zoller, Supervising Attorney, Center for Families, Children & the Courts

Committee's Charge/Membership:

<u>Rule 10.56 (a)</u> of the California Rules of Court states the charge of the Collaborative Justice Courts Advisory Committee, which is to make recommendations to the Judicial Council on criteria for evaluating and improving adult and youth collaborative programs that incorporate judicial supervision, collaboration among justice system partners, or rehabilitative services.

Rule 10.56 (b) sets forth additional duties of the committee:

- 1. Make recommendations to the council on best practices and guidelines for collaborative programs;
- 2. Assess and measure the success of collaborative programs, including assessing and recommending methods for collecting data to evaluate the effectiveness of these programs;
- 3. Identify and disseminate to trial courts locally generated and nationally recognized best practices for collaborative programs, and training and program implementation activities that support collaborative programs;
- 4. to the Center for Judicial Education and Research Advisory Committee minimum judicial education standards on collaborative programs, and educational activities to support those standards;
- 5. the council of potential funding sources, including those that may advance collaborative programs;
- 6. Make allocation recommendations regarding Judicial Council-administered grant funding programs that support collaborative programs; and
- 7. Identify and disseminate appropriate outreach activities needed to support collaborative programs, including but not limited to collaborations with educational institutions, professional associations, and community-based organizations.

Rule 10.56 (c) sets forth the membership position of the committee. The Collaborative Justice Courts Advisory Committee currently has 23 members (nine judicial officers, two court administrators, one district attorney, one criminal defense attorney, one law enforcement officer, one treatment court coordinator, one probation officer, one treatment provider, one treatment court graduate, one representative from the mental

¹ The annual agenda outlines the work a committee will focus on in the coming year and identifies areas of collaboration with other advisory bodies and the Judicial Council staff resources.

health field, one social services representative, one non-profit community organization representative, and two public members). The current committee <u>roster</u> is available on the committee's web page.

Subcommittees/Working Groups²:

- 1. Juvenile Subcommittee
- 2. Mental Health Subcommittee (including the joint subcommittee with the Criminal Law Advisory Committee to review mental health legislation.)
- 3. Veterans in the Court and Military Families Subcommittee
- 4. Racial Justice Equity and Inclusion Working Group (Approved on 2022 Annual Agenda)

Meetings Planned for 2023³ (Advisory body and all subcommittees and working groups)

Date/Time/Location or Teleconference:

- 1. Full in-person committee meeting in fall 2023, if possible.
- 2. Teleconferences every 4th Wednesday of the month.
- 3. Subcommittee and working group meetings as needed.

☐ Check here if exception to policy is granted by Executive Office or rule of court.

² Ca lifornia Rules of Court, rule 10.30 (c) a llows an advisory body to form subgroups, composed entirely of current members of the advisory body, to carry out the body's duties, subject to available resources, with the approval of its oversight committee.

³ Refer to Operating Standards for Judicial Council Advisory Bodies for governance on in-person meetings.

II. COMMITTEE PROJECTS

#	New or One-Time Projects ⁴	
1.	Project Title: Report to the Judicial Council on Improving Equity and Inclusion in Collaborative	Priority ⁵ 1
	Programs, and Recommendations on Priority Policy Areas for Addressing Equity Efforts and Challenges across California's Collaborative Programs (Implementation Project)	Strategic Plan Goal ⁶ I, IV
	Project Summary ⁷ : The Collaborative Justice Courts Advisory Committee (CJCAC) convened an ad hoc working best practices and priority policy areas for improving equity within collaborative programs. The working ground further identify issues and policy needs related to equity in collaborative programs through legislation tracking a recommendations on equity to the committee. The committee will create a report based on this work that incluments improving equity, inclusion, access, and outcomes in collaborative programs.	up will expand its efforts to and research and will present
	Status/Timeline: Report to be submitted in 2023.	
	<i>Fiscal Impact/Resources:</i> This work will be conducted using existing resources and staffing from Criminal 3. Governmental Affairs.	Justice Services and
	☐ This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Service relevant materials.	ces to ensure their review of
	Internal/External Stakeholders: Local courts.	
	AC Collaboration: None.	

⁴ All proposed projects for the year must be included on the Annual Agenda. If a project implements policy or is a program, identify it as *implementation* or a program in the project description and attach the Judicial Council authorization/assignment or prior approved Annual Agenda to this Annual Agenda. ⁵ For non-rules and forms projects, select priority level 1 (must be done) or 2 (should be done). For rules and forms proposals, select one of the following priority levels: 1(a) Urgently needed to conform to the law; 1(b) Urgently needed to respond to a recent change in the law; 1(c) Adoption or a mendment of rules or forms by a specified date required by statute or council decision; 1(d) Provides significant cost savings and efficiencies, generates significant revenue, or avoids a significant loss of revenue; 1(e) Urgently needed to remedy a problem that is causing significant cost or inconvenience to the courts or the public; 1(f) Otherwise urgent and necessary, such as a proposal that would mitigate exposure to immediate or severe financial or legal risk; 2(a) Useful, but not necessary, to implement statutory changes; 2(b) Helpful in otherwise advancing Judicial Council goals and objectives.

⁶ Indicate which goal number of *The Strategic Plan for California's Judicial Branch* the project most closely aligns.

⁷ A key objective is a strategic aim, purpose, or "end of action" to be achieved for the coming year.

#	New or One-Time Projects ⁴⁴		
2.	Project Title: Joint Subcommittee with the Criminal Law Advisory Committee Focused on Criminal	Priority 1	
	Justice and Mental Health Legislation (New/Implementation Project)	Strategic Plan Goal III, IV	
	<i>Project Summary:</i> The CJCAC will form a joint subcommittee comprising members of CJCAC's Mental Health Subcommittee and the Criminal Law Advisory Committee to review pending legislation related to criminal justice and mental health, make recommendations as to whether the Judicial Council should support or oppose the legislation, and provide subject matter expertise on pending criminal justice and mental health legislation and related issues. This joint subcommittee will promote efficiencies due to joint review of legislation that is under the purview of both committees and allow for alignment in committee decision-making early in the legislative review process. This project aligns with the Criminal Law Advisory Committee's new joint subcommittee outlined in its 2023 Annual Agenda, as approved by the Rules Committee on November 1, 2022.		
	Status/Timeline: Ongoing.		
	Fiscal Impact/Resources: This work will be conducted using existing resources and staffing from Criminal Justice Services and Governmental Affairs.		
	This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Services to ensure their review of relevant materials.		
	Internal/External Stakeholders: None.		
	AC Collaboration: Criminal Law Advisory Committee and Legislation Committee.		
3.	Project Title: Mental Health Diversion and Incompetence to Stand Trial Training and Resource	Priority 1 ⁵	
	Development (New/Implementation of Senate Bills 317, 184, and 1223)	Strategic Plan Goal II, V	
	Project Summary ⁷ : Senate Bill 317 (Stat. 2021, ch. 599) repealed the restoration process for persons found incompetent to stand trial and who are charged with only misdemeanors or a violation of probation for a misdemeanor, and the bill authorized the courts to suspend criminal proceedings and take certain actions, including granting mental health pretrial diversion or dismissing charges. Senate Bill 184 (Stat. 2022, ch. 47) amended competency proceedings and court processes for persons found incompetent to stand trial and who are charged with at least one felony or a violation of probation for a felony, and the bill amended mental health pretrial diversion legislation. Senate Bill 1223 (Stat. 2022, ch. 735) further amended mental health pretrial diversion legislation by changing eligibility criteria and criteria for court determinations of diversion suitability. This project will develop and provide a training program and resources for courts and local collaborative justice partners focused on effective practices for implementing recent legislation changes to incompetent to stand trial processes and to mental health pretrial diversion.		

New or One-Time Projects44 Status/Timeline: Fall 2023. Fiscal Impact/Resources: This work will be supported in part by Department of State Hospitals Interagency Agreement funds and existing resources and staffing from Criminal Justice Services. This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Services to ensure their review of relevant materials. Internal/External Stakeholders: Local trial courts and justice system partners, California Department of State Hospitals, and County Behavioral Health Directors Association. AC Collaboration: Criminal Law Advisory Committee. Project Title: Byrne State Crisis Intervention Program Allocation (New/Implementation of Bipartisan Priority 1 Safer Communities Supplemental Appropriations Act) Strategic Plan Goal IV **Project Summary:** Make recommendations for the allocation and administration of the Byrne State Crisis Intervention Program (Byrne SCIP). Byrne SCIP provides funding for the creation and/or implementation of specialized court-based programs, such as drug courts, mental health courts, and veterans treatment courts that address the behavioral health needs of individuals likely to commit or become victims of gun violence. Byrne SCIP funding will be awarded annually over a four-year program period and will allow the Judicial Council to provide funding, training, and technical assistance to local courts. This funding is authorized by the Bipartisan Safer Communities Supplemental Appropriations Act, 2022 (Pub. L. No. 117-159, 136 Stat. 1313, 1339); 28 U.S.C. 530C. Status/Timeline: Ongoing. Fiscal Impact/Resources: Approximately \$15 million will be allocated to the courts and Judicial Council to implement the program. Resources include council staff from Criminal Justice Services, Budget Services, and Branch Accounting and Procurement. This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Services to ensure their review of relevant materials. Internal/External Stakeholders: Local courts and the California Board of State and Community Corrections. AC Collaboration: None.

#	New or One-Time Projects ⁴	
5.	Juvenile Collaborative Court Resource Repository (Implementation Project)	Priority 1
		Strategic Plan Goal I and, IV
	Project Summary: Create a repository of resources available for juvenile collaborative courts to help them collaborative courts. Resource materials will be developed based on program manuals and other materials available research on effective practices, such as the Office of Juvenile Justice and Delinquency Prevention Court Guidelines.	currently in use, as well as
	Status/Timeline: Winter 2023.	
	<i>Fiscal Impact/Resources:</i> This work will be conducted using existing resources and staffing from Center f. Courts.	or Families, Children & the
	☐ This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Ser relevant materials.	vices to ensure their review of
	Internal/External Stakeholders: None.	
	AC Collaboration: None.	

#	Ongoing Projects and Activities ⁴		
1.	Project Title: Substance Abuse Focus Grant Allocations (Implementation Project)	Priority 1	
		Strategic Plan Goal IV	
	Project Summary: Implement the directives of the Judicial Council to allocate and administer the Collaborative Justice Substance Abuse Focus Grant (SAFG), a legislatively mandated grant program, distributing funds from the State budget that are earmarked for collaborative and drug court projects that support local collaborative justice and drug courts throughout California, as well as supplementing dependency drug courts with federal funding from the Court Improvement Project.		
	 Report to the Judicial Council on grant activities. Recommend to the Judicial Council grant allocations to local courts based on the Judicial Council approved allocation methodology. Review biannual reports regarding funding distribution, invoicing, and deliverables reports from local courts. Recommend methods of allocation and grants administration for next annual funding cycle. Identify methods to increase funding through the SAFG program. 		
	Status/Timeline: Ongoing.		
	<i>Fiscal Impact/Resources:</i> Funded through external earmarked funding for collaborative and drug courts. Resources include council staff from the Judicial Council's Budget Services and Branch Accounting and Procurement.		
	This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Servi relevant materials.	ces to ensure their review of	
	Internal/External Stakeholders: Local courts, collaborative court coordinators, and California Association of	of Youth Courts.	
	AC Collaboration: None.		
2.	Project Title: Parolee Reentry Court Grant Allocations (Implementation Project)	Priority 1	
		Strategic Plan Goal IV	
	Project Summary: Continue the work of the Parolee Reentry Court program that distributes approximately \$1.1 million from the California Department of Corrections and Rehabilitation (CDCR) through the Judicial Council to six parolee reentry courts. Funding for the project is reevaluated annually by CDCR. This project involves the identification of potential longer term, ongoing funding to assist parolee reentry courts in program planning in future years.		

Ongoing Projects and Activities⁴

Status/Timeline: Current funding will expire June 30, 2023.

Fiscal Impact/Resources: Funded through external earmarked funding for collaborative and drug courts, approximately \$1.1 million is allocated to the courts and Judicial Council to implement the program. Resources include council staff from the Judicial Council's Budget Services and Branch Accounting and Procurement.

This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Services to ensure their review of relevant materials.

Internal/External Stakeholders: Local courts.

AC Collaboration: None.

3. *Project Title:* Assist Local Courts with Obtaining Funding and In-Kind Assistance for Local Collaborative Programs, such as Federal or State Grants or Ongoing Funding (Implementation Project)

Priority 1

Strategic Plan Goal VII

Project Summary: Distribute information on grants and other funding opportunities and assist local courts, upon their request, to obtain funding and other assistance for local collaborative programs.

- Identify funding and support efforts to increase funding for courts in collaboration with partners that may include, but are not limited to, the California State Legislature, Substance Abuse and Mental Health Services Administration, Office of Juvenile Justice and Delinquency Prevention, Juvenile Court Improvement Program, and the Bureau of Justice Assistance to support existing and planned collaborative courts.
- Assist local courts in identifying appropriate federal grant opportunities and preparing applications for funding of collaborative programs through the federal funding cycle.
- Share findings from collaborative court outcome and cost studies, as well as compiled reports and studies from local collaborative courts, with collaborative court coordinators in quarterly meetings to assist courts in seeking local, federal, and private funding.
- Explore and pursue potential avenues for permanent funding, including the potential submission of a Budget Change Proposal, and encourage the expansion of local treatment and evaluation capacity, as appropriate.

Status/Timeline: Ongoing.

Fiscal Impact/Resources: Increases funding for local courts.

This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Services to ensure their review of relevant materials.

#	Ongoing Projects and Activities ⁴	
	Internal/External Stakeholders: Local trial courts and justice system partners, California Association of Colle Association of Youth Courts, National Center for State Courts, and Center for Court Innovation.	aborative Courts, California
	AC Collaboration: None.	
4.	Project Title: Mental Health: Identify Priority Issues and Best Practices (Implementation Project)	Priority 1
		Strategic Plan Goal IV
	Project Summary: Identify priority policy issues and best practices for improving court responses to individual court system through legislation tracking, continued support for education, research, and the improved dissecution below.	
	 Track and review proposed legislation that impacts mental health in adult criminal, family law, dependances; identify emerging mental health legislation, policies, and best practices in areas such as compensant conservatorship cases to advocate for improvements, as appropriate. Track, review, and comment, as appropriate, on all proposed rules and regulations of State department individuals with mental illness who become court involved. Continue to support education, research, and the improved dissemination of information, including increlevancy of mental health resources on the California Courts website, and identify training and prograsupport collaborative programs. Assist in identifying emerging issues and needs for litigants with mental illness, such as accommodatincompetence to stand trial, informed consent, confidentiality, accessing services, and serving veter Identify opportunities for collaboration with mental health stakeholders, programs, and initiatives (e.g. Words to Deeds). 	tency restoration, diversion, ts and agencies that relate to reasing the accessibility and m implementation needs that ation needs, issues related to rans and military families.
	Status/Timeline: Ongoing. Fiscal Impact/Resources: This work will be conducted using existing resources and staffing.	
	This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Serrelevant materials.	vices to ensure their review of
	Internal/External Stakeholders: Local courts and California Association of Collaborative Courts.	
	AC Collaboration: None.	

Ongoing Projects and Activities⁴ 5. Project Title: Juvenile Collaborative Justice Courts: Identify Priority Issues and Best Practices (Implementation Project) Priority 1 Strategic Plan Goal IV

Project Summary: Identify priority policy issues and best practices regarding juvenile collaborative justice courts in areas such as juvenile mental health courts, truancy, youth courts, trafficking, girls' court, and delinquency and family treatment courts. Continue work in support of youth and peer courts, including holding the annual Youth Summit in partnership with the California Association of Youth Courts, and providing local assistance to courts seeking to implement or improve their peer court.

- Continue to provide subject matter expertise and guidance by developing and maintaining updates of briefing papers on evidence-based practices on assessments, juvenile collaborative courts, and human trafficking.
- Create webinars and other online education that will assist judicial officers, court staff, attorneys, and others working in juvenile collaborative courts.
- Support local efforts to provide appropriate mental health screenings, access services, and medication assessments.
- Continue to provide subject matter expertise on educational and training programs that focus on substance use disorders and enhanced educational support in delinquency and dependency cases.
- Assist in branch coordination efforts to address permanency for children in foster care by providing subject matter expertise and guidance to promote and expand the use of Family Treatment Courts as a best practice model.
- Provide education and technical assistance in the area of the needs of homeless youth.
- Provide subject matter expertise to the National Center for Youth Law for their work developing juvenile mental health related bench guides, information sheets, and webinars on accessing services.
- Consult with youth and those with lived experience in identifying priorities and development of tools and resources.

Status/Timeline: Ongoing.

Fiscal Impact/Resources: This work will be conducted using existing resources and staffing.

This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Services to ensure their review of relevant materials.

Internal/External Stakeholders: Local courts, California Association of Collaborative Courts, National Center for Youth Law, and California Association of Youth Courts.

AC Collaboration: None.

Ongoing Projects and Activities⁴ Project Title: Veterans and Military Families: Identify Priority Issues and Best Practices Priority 1 (Implementation Project) Strategic Plan Goal IV **Project Summary:** Identify priority policy issues and best practices regarding Veterans and Military Families in areas such as legislation tracking and continued support for the Veterans Treatment Court Strategic plan developed in coordination with the Center for Court Innovation and the California Association of Collaborative Courts. • Review, track, and provide comment on legislation that impacts veterans treatment courts and involve veterans and military families, as appropriate. • Leverage judicial education programs to disseminate training materials, resources, and education job aids to assist judges, court staff, and veterans' stakeholders to better serve justice involved veterans and military families. Continue to support the improved dissemination of information relevant to veterans and military families by updating the Veterans Treatment Courts webpage on the California Courts website. Update and review Veterans Treatment Courts roster to ensure accuracy of information. • Coordinate with system partners including, American Bar Association, the State Bar, California Lawyers Association, United States Department of Veterans Affairs (VA), California Department of Veterans Affairs (CalVet), local veterans agencies, veterans advocacy and affinity groups, and homeless groups to follow trends and developments regarding court-involved veterans and military families, and to seek opportunities to collaborate in providing education and resources to court staff and partners. Status/Timeline: Ongoing. Fiscal Impact/Resources: This work will be conducted using existing resources and staffing. This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Services to ensure their review of relevant materials. Internal/External Stakeholders: Local courts, California Association of Collaborative Courts, California Judges Association, and Center for Court Innovation.

AC Collaboration: None.

Ongoing Projects and Activities⁴ 7. Project Title: Conduct Multidisciplinary Education to Support Effective Practices and Beneficial Outcomes in Collaborative Programs; Identify and Distribute Information on New or Pending Policy Changes (Implementation Project) Strategic Plan Goal V

Project Summary: Continue to develop and execute educational and training programs that support the development of effective practices and beneficial outcomes in collaborative programs. Outreach activities may include notifying collaborative programs of policy changes that may be of impact (mental health or competency issues, diversion, or human trafficking, etc.) and identifying promising practices developed in response to the changes. Educational and training activities include developing educational recommendations and assisting in the implementation of judicial and multi-disciplinary education curricula in areas related to collaborative justice.

- Continue to collaborative with justice system partners on training activities. Partners may include, but are not limited to, California Association of Collaborative Courts (CACC), California Lawyers Association, the Council of State Governments (CSG) Justice Center, County Behavioral Health Director Association (CBHDA), Council of Criminal Justice and Behavioral Health (CCJBH), National Association of Drug Court Professionals (NADCP), National Drug Court Institute Justice for Vets, the California Association of Youth Courts (CAYC), the Department of Veterans Affairs, California Judges Association (CJA), and the American Bar Association (ABA) Commission on Homelessness and Poverty, and ABA Judicial Committee on Human Trafficking.
- Continue to work with the CJER Advisory Committee to make recommendations for and assist in the implementation of judicial and multidisciplinary education curricula in the area of collaborative justice. This includes providing guidance to committee staff regarding the preparation of collaborative justice-related educational toolkits and job aids and identification of faculty.
- Continue to distribute information on effective practices through regular webinars, and hosting listservs for collaborative court and mental health professionals.

Status/Timeline: Ongoing.

Fiscal Impact/Resources: Provides distance and in-person education for local courts at a reduced cost; provides information regarding effective/efficient court practices to reduce case processing costs and recidivism. Resources include council staff from Public Affairs and CJER.

This project may result in an allocation or distribution of funds to the courts. We will coordinate with Budget Services to ensure their review of relevant materials.

Internal/External Stakeholders: Local courts, State Bar, Department of Veterans Affairs, California Association of Collaborative Courts, California Association of Youth Courts, Homeless Court Network, National Drug Court Institute, Center for Court Innovation, and National Center for State Courts.

AC Collaboration: Center for Judicial Education and Research Advisory Committee and curriculum committees in criminal law, family and juvenile law, and probate and mental health law.

III. LIST OF 2022 PROJECT ACCOMPLISHMENTS

#	Project Highlights and Achievements
1.	Training for Assisted Outpatient Treatment (AOT)/Laura's Law: Hosted an in-person training and webinar for trial courts and their local justice partners. The April 2022 in-person training reached approximately 100 participants from 21 counties and focused on statutory requirements and local AOT implementation. The July 2022 webinar attracted approximately 97 registrants from 27 counties and focused on due-process concerns regarding AOT implementation.
2.	Developed preliminary recommendations on best practices and priority policy areas for improving access, equity, and outcomes in California's collaborative programs. The CJCAC's Racial Justice Equity and Inclusion Working Group held five full and half-day meetings to examine research and hear from experts from California collaborative courts and national subject matter experts from the National Association of Drug Court Professionals, Center for Court Innovation, American University, and National Drug Court Resource Center.
3.	Conducted three quarterly virtual meetings for collaborative court coordinators where participants discussed best practices used in local programs and identified solutions to local challenges arising out of policy changes and other impacts to collaborative programs. On average, over 30 participants representing 15 counties attended each of these meetings.
4.	Guided development of the <u>Pretrial Mental Health Diversion data dashboard</u> . The dashboard presents data reported by trial courts to the Judicial Council regarding mental health diversion petitions pursuant to Penal Code section 1001.36. The interactive dashboard allows users to examine data by county and by case type.
5.	Driving Under the Influence (DUI): The DUI Subcommittee leveraged partnerships with external stakeholders to establish mechanisms for supporting collaborative training and the dissemination of best practices to the courts. This included cultivating partnerships with the California Judges Association (CJA) to support judicial education, and collaborating on April 28, 2022, Impaired Driving Workshop at the CJA conference. The DUI Subcommittee reviewed legislation related to driving under the influence of alcohol or drugs and provided in-depth guidance to support the committee's ongoing role in reviewing proposed DUI legislation. The charge and work of the DUI Subcommittee has been completed.
6.	Provided information on funding the Substance Abuse Focus Grant (SAFG), which is published on the Substance Abuse Focus Grant webpage. The webpage includes two webinars on the application process and new infographics which showcase data from SAFG deliverable surveys and help capture the work being done by SAFG-funded collaborative justice courts.
7.	Youth Courts: With the California Association of Collaborative courts, held the 2022 Annual Youth Court Summit. With the theme "Redesigning Youth Justice," this virtual two-day convening featured sessions designed to improve youth courts, including workshops on adolescent development, restorative justice, and bias.
8.	Provided guidance on the development of new juvenile mental health webinars posted on the Mental Health webpage of the California Court's website.